



UNITED STATES
NUCLEAR REGULATORY COMMISSION

REGION III
2443 WARRENVILLE ROAD, SUITE 210
LISLE, IL 60532-4352

SEP 19 2012

Jennifer N. Breuer
Radiation Safety Officer
Superior Bowen Asphalt Company, LLC
11030 Hickman Mills Drive
P.O. Box 9669
Kansas City, MO 64134

Dear Ms. Breuer:

Enclosed is Amendment No. 07 to your NRC Material License No. 24-26162-01 in accordance with your request. Please note that the changes made to your license are printed in **bold font**.

As discussed with you by telephone on September 19, 2012, we are unable to remove the location of use located at 11030 Hickman Mills Drive, Kansas, Missouri, from your license. Please submit Form 314 which you could download and print at <http://www.nrc.gov/reading-rm/doc-collections/forms/#NRC> when you have removed all licensed materials from this location.

In addition, we have removed License Condition 20 regarding the decommissioning financial assurance requirement from your license because this condition is not applicable to the scope of your program.

Please review the enclosed document carefully and be sure that you understand all conditions. If there are any errors or questions, please notify the U.S. Nuclear Regulatory Commission, Region III office at (630) 829-9887 so that we can provide appropriate corrections and answers.

You will be periodically inspected by NRC. Failure to conduct your program in accordance with NRC regulations, license conditions, and representations made in your license application and supplemental correspondence with NRC will result in enforcement action against you. This could include issuance of a notice of violation, or imposition of a civil penalty, or an order suspending, modifying or revoking your license as specified in the General Statement of Policy and Procedure for NRC Enforcement Actions. Since serious consequences to employees and the public can result from failure to comply with NRC requirements, prompt and vigorous enforcement action will be taken when dealing with licensees who do not achieve the necessary meticulous attention to detail and the high standard of compliance which NRC expects of its licensees.

The NRC's Safety Culture Policy Statement became effective in June 2011. While a policy statement and not a regulation, it sets forth the agency's *expectations* for individuals and organizations to establish and maintain a positive safety culture. You can access the policy statement and supporting material that may benefit your organization on NRC's safety culture Web site at <http://www.nrc.gov/about-nrc/regulatory/enforcement/safety-culture.html>. We strongly encourage you to review this material and adapt it to your particular needs in order to develop and maintain a positive safety culture as you engage in NRC-regulated activities.

In accordance with Title 10 Code of Federal Regulations 2.390 of the NRC's "Rules of Practice," a copy of this letter and its enclosure will be available electronically for public inspection in the NRC Public Document Room or from the NRC's Agencywide Documents Access and Management System (ADAMS), accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

Sincerely,

A handwritten signature in black ink, appearing to read "Frank P. D. Tran". The signature is fluid and cursive, with the first name "Frank" being the most prominent.

Frank P. D. Tran
Materials Licensing Branch

License No. 24-26162-01
Docket No. 030-31561

Enclosure: Amendment No. 07